

**Spencer Town Council Regular Meeting
May 19, 2014 at 7p.m
Municipal Building
90 N. West Street
Spencer, IN 47460**

Board Members present: Cynthia Hyde, Jon Stantz, and Dean Bruce

Also present: Clerk-Treasurer Cheryl Moke, Attorney Richard Lorenz, Sewer Superintendent John Hodge, and Chief Marshal Richard Foutch

MEETING WAS OPENED WITH THE PLEDGE TO THE AMERICAN FLAG

IN THE MATTER OF APPROVAL OF MINUTES FOR May 5, 2014 REGULAR MEETING

Jon Stantz made a motion to accept the minutes as presented, seconded by Dean Bruce and passed 3-0.

IN THE MATTER OF PUBLIC ISSUES

Dean Bruce made a motion to approve an Event Registration for the Memorial Day Ceremony to be held on the square by the Doughboy and the River Bridge on May 26, 2014. Also a request to block Main Street from Franklin to Market from 10:55 a.m. until the ceremony is complete, then also on River Bridge during the ceremony at the bridge. The motion was seconded and approved.

Next, an event registration was presented by Angela Stoner on behalf of ABATE of Indiana for a Memorial Ride to be held on May 24, 2014. They are requesting that they be allowed to set up a registration place at Cooper Park shelter house. From 11:30 a.m. to 1:00 p.m.

Dean Bruce made a motion to approve the Event Registration as presented. Motion was seconded and passed.

Cynthia Hyde reminded everyone that Saturday, May 31st there was a Community Picnic, Car Show, and a 5k Walk/Run taking place beginning around 10:00am.

Mr. Leaderbrand requested that the Owen Valley Winery be allowed to take a section of the sidewalk in front of his winery in the Tivoli Theater. He would like to enclose about 7 feet of the 14 foot area, and place bistro tables to allow serving of wine and food. He was advised that he should consult with the Building Dept. to see if his plan complied with setback requirements and to verify measurements.

Also present were two residents (Macy and Andy) who live in a mobile home on the Lewis property on Franklin and Wolf Streets. They are requesting to remove two mobile homes, one red tagged by the Town of Spencer, and one empty and abandoned, if the Town would provide the dumpster to clean it up. Jon Stantz said, by them doing this, it would not only remove the trailers, but would enable us to have the fire hydrant moved back off the street. Mr. Lorenz said he would like to have a week to coordinate the efforts with the water company and a representative from the Lewis estate, before they proceed.

IN THE MATTER OF THE POLICE DEPARTMENT

Chief Foutch reported on the police department. There was some discussion of complaints made by the residents near the Demil Indiana, LLC business located in the old Rostone building. They are continuing to monitor these complaints, and to enforce ordinances around town. Mr. Kivett mentioned that he did not hear noise beyond the cut off time (approximately 5pm) from the business. Mr. Lorenz reminded everyone that traffic and noise along Franklin Street will only increase when the 46 project begins.

IN THE MATTER OF THE STREET DEPARTMENT

The Clerk-Treasurer presented a list of items to be declared surplus on behalf of Superintendent Parrish. She asserted that no individual item on the list had a value in excess of \$1,000.00 (see attached list). All items were more than 25 years old, and most have been used as parts. The remainder will be scrapped.

Jon Stantz made a motion to approve the list of items as surplus. The motion was seconded and passed.

IN THE MATTER OF THE SEWER DEPARTMENT

John Hodge reported on plant operations and maintenance. He requested approval to have a valve actuator rebuilt for a backup. The quote from Wabash Valley Motor and Machine was for \$1,785.86

Jon Stantz made a motion to approve the quote for repair, it was seconded and passed.

John Hodge also wanted to thank Larry Parrish and his crew, for helping him haul off sludge.

Mr. Lorenz stated that the Owen County Redevelopment Commission has some excess money in their budget at this time that would allow them to install laterals along the 43 sewer extension project. They would like to be able to get those installed now, if the Town was willing enter into an agreement as an amendment to the interlocal agreement that the town would reimburse them if and when, there were hook-ons. The Board agreed that Mr. Lorenz should move forward preparing this amendment.

IN THE MATTER OF THE CLERK-TREASURER

The Clerk-Treasurer presented bank statements, bank reconciliations, and appropriation reports for the month of April for review by the Board.

IN THE MATTER OF THE ATTORNEY

Cynthia Hyde submitted for approval, a Blight Resolution that identifies blight areas, and resolves to eliminate blighting conditions. Cynthia stated this was a precursor to submitting an application for the Main Street Planning Grant.

Jon Stantz made a motion to approve the Blight Area Declaratory Resolution 2014-03. The motion was seconded and passed.

Mr. Lorenz is in receipt of the Compliance with Statement of Benefits Personal Property and Real Estate Improvements for Cook, Inc. He said that the forms show that Cook is in compliance with the requirements for the tax abatement. These forms were submitted for signature and approval.

Dean Bruce made a motion to approve the Compliance Statements as presented. The motion was seconded and passed.

IN THE MATTER OF OLD BUSINESS

Regarding Town Cleanup Day, Jon Stantz requested that the date be changed to June 14th. The time will be from 8am to 4pm.

IN THE MATTER OF NEW BUSINESS

Jon Stantz reported that all the paperwork was filed to apply for the Safe Routes to School project. This project will pick up where the last one ended, at Main Street and continue down to Lincoln Street. The remainder from Lincoln to Highway 46 will be in the next round.

The issue of gates across the entrance to Demil at the corner of Market and Taylor was brought up by Don Kivett. He thought this presented a problem to allowing access to Greenbrier. Mr. Lorenz said that they should visit the site to check this out, and thanked Mr. Kivett for calling it to the Town’s attention. They also agreed to get together to investigate the complaints regarding the business in the next couple of weeks.

Mr. Minnick asked if there could be a meeting set up for the task force so they could revisit the Building Department. It was decided to set a joint meeting between the commissioners and the Town Board for June 16th, 6:00 pm, prior to the regular town meeting.

IN THE MATTER OF CLAIMS

Claims were presented for approval.

Dean Bruce made a motion to approve the claims as presented. It was seconded and passed 3-0.

IN THE MATTER OF ADJOURNMENT

Dean Bruce motioned to adjourn at 8:20 p.m.

Cynthia Hyde, President

Jon Stantz, Vice-President

Dean Bruce, Board Member

Attest: _____
Cheryl Moke, Clerk-Treasurer